



Original: English

No.: ICC-02/11-01/15  
Date: 2 November 2018

**TRIAL CHAMBER I**

**Before:** Judge Cuno Tarfusser, Presiding Judge  
Judge Olga Herrera Carbuccion  
Judge Geoffrey Henderson

**SITUATION IN THE REPUBLIC OF CÔTE D'IVOIRE**

***IN THE CASE OF***

***THE PROSECUTOR***

***v. LAURENT GBAGBO and CHARLES BLÉ GOUDÉ***

**PUBLIC**

**With Confidential Annexes A, B, C and D**

**Prosecution's Communication of Evidence Disclosed to the Defence on 12 and 24  
October 2018**

**Source:** Office of the Prosecutor

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

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**Unrepresented Victims**

**Unrepresented Applicants for  
Participation/Reparation**

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**The Office of Public Counsel for the  
Defence**

**States' Representatives**

**Amicus Curiae**

**REGISTRY**

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**Registrar**

Mr Peter Lewis

**Counsel Support Section**

**Victims and Witnesses Unit**

**Detention Section**

**Victims Participation and Reparations  
Section**

**Other**

## Introduction

1. The Prosecution hereby provides its monthly report relating to disclosures to Mr Gbagbo and Mr Blé Goudé on 12 and 24 October 2018.
2. This disclosed material was provided *via* RM electronically, in a format that complies with the e-Court Protocol as approved for the trial stage.<sup>1</sup>

## Request for Confidentiality

3. Annexes A,<sup>2</sup> B,<sup>3</sup> C,<sup>4</sup> and D,<sup>5</sup> appended to this communication, contain the disclosure letters and lists provided to the Accused. The Prosecution requests that these annexes be received as “Confidential” since they relate to *inter partes* disclosure.

## Disclosure of 12 October 2018

4. The Prosecution provides notice of the disclosure, on 12 October 2018, to the Defence of Trial Rule 77 package 120, containing 31 items.<sup>6</sup> Seven items were disclosed with redactions to the content and twenty-four items were disclosed without redactions in accordance with decision ICC-02/11-01/11-737 (“Redaction Protocol”). The material relates to case files of the cases against Simone Gbagbo and others in Côte d’Ivoire. The package consisted of:
  - a. Investigator’s report and its corresponding annexes related to the collection of these documents;<sup>7</sup>
  - b. Witness statements (*procès-verbaux*) and other documents.<sup>8</sup>

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<sup>1</sup> See ICC-02/11-01/15-58, para. 24.

<sup>2</sup> Disclosure letter and list for Trial Rule 77 package 120 provided to the Defence of Laurent Gbagbo on 12 October 2018.

<sup>3</sup> Disclosure letter and list for Trial Rule 77 package 120 provided to the Defence of Charles Blé Goudé on 12 October 2018.

<sup>4</sup> Disclosure letter and list for Trial Rule 77 package 121 provided to the Defence of Laurent Gbagbo on 24 October 2018.

<sup>5</sup> Disclosure letter and list for Trial Rule 77 package 121 provided to the Defence of Charles Blé Goudé 24 October 2018.

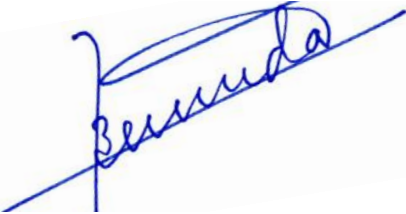
<sup>6</sup> Annexes A and B.

<sup>7</sup> Items 27-31 of the Prosecution’s List of Disclosed Material.

5. Further details relating to the substance of this material are provided in the disclosure letters and lists at Confidential Annexes A and B.

### **Disclosure of 24 October 2018**

6. The Prosecution provides notice of the disclosure, on 24 October 2018, to the Defence of Trial Rule 77 package 121,<sup>9</sup> containing 106 items. Seventy-seven items were disclosed with redactions to the content and twenty-nine items were disclosed without redactions in accordance with the Redaction Protocol. The material relates to the case file of court proceedings in Abidjan related to the post-electoral crisis, including the 3 March and 17 March 2011 incidents. The package consisted of:
- a. Documents related to the 17 March 2011 incident;<sup>10</sup>
  - b. Documents related to the 3 March 2011 incident;<sup>11</sup>
  - c. Documents related to the post-electoral crisis and;<sup>12</sup>
  - d. Additional documents.<sup>13</sup>
7. Further details relating to the substance of this material are provided in the disclosure letters and lists at Confidential Annexes C and D.



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Fatou Bensouda, Prosecutor

Dated this 2<sup>nd</sup> day of November 2018

At The Hague, The Netherlands

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<sup>8</sup> Items 1 to 26 of the Prosecution's List of Disclosed Material.

<sup>9</sup> Annexes C and D.

<sup>10</sup> Items 1-2; 4-10; 12; 14-22; 25-32; 36-40; 44-46; 48-53; 55; 57-61; 63-65; 67; 81-85; 87-96 and 100 of the Prosecution's List of Disclosed Material.

<sup>11</sup> Items 35; 56; 68-69 and 103-106 of the Prosecution's List of Disclosed Material.

<sup>12</sup> Items 3; 11; 13; 23-24; 33-34; 41-43; 47; 54; 62; 66; 70-74; 78; 86; 97-99 and 102 of the Prosecution's List of Disclosed Material.

<sup>13</sup> Items 75-77; 79-80 and 101 of the Prosecution's List of Disclosed Material.